

CHAPTER NO. 33

HOUSE BILL NO. 1976

By Representatives Maddox, Phelan

Substituted for: Senate Bill No. 1938

By Senator Carter

AN ACT relative to authorizing a non-binding advisory referendum on the issue of locating a state prison in Carroll County.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Upon adoption of a resolution by the county legislative body of Carroll County, a non-binding, advisory referendum of the voters of Carroll County shall be held on whether a state prison should be located in Carroll County. Such question shall be placed on the ballot in a special election to be held on the date fixed in such resolution. Such date shall be not less than fifty (50) days nor more than seventy (70) days subsequent to the date the election commission receives the certified resolution.

Upon adoption of such a resolution, the county legislative body shall send a certified copy of the resolution to the county election commission which shall call and conduct a special election for such purposes after giving notice pursuant to §2-14-105 and §2-12-111(b) that such an election shall be held. The special election shall be held on the date fixed in the resolution. The county election commission shall place the following question on the ballot:

Should a state prison be located in Carroll County?

FOR _____ AGAINST _____

The qualifications of voters on the question shall be the same as those required for participation in the Carroll County general election.

The votes cast on the question shall be canvassed and the results proclaimed by the county election commissioners and certified to the county legislative body.

SECTION 2. This act shall have no effect unless it is approved by a two-thirds (2/3) vote of the legislative body of Carroll County. Its approval or nonapproval shall be proclaimed by the presiding officer of the county legislative body of Carroll County and certified to the Secretary of State.

SECTION 3. For the purpose of approving or rejecting the provisions of this act, it shall be effective upon becoming a law, the public welfare requiring it. For all other purposes, it shall become effective as provided in Section 2.

PASSED: April 2, 2001


JIMMY NAIFEH, SPEAKER
HOUSE OF REPRESENTATIVES


JOHN S. WILDER
SPEAKER OF THE SENATE

APPROVED this day of 2000

DON SUNDQUIST, GOVERNOR

Pursuant to Article III, Section 18, of the Constitution of the State of Tennessee, the Governor had House Bill No. 1976 in his possession longer than ten (10) days, so therefore the bill becomes law without the Governor's signature.